Town Hall 183 Main Street Cornwall, NY 12518 (845) 534-3760 fax: (845) 534-4342 Town of Cornwall



Orange County, New York

Office of the Supervisor Kevin Quigley Town Supervisor

AGENDA

Cornwall Town Board

Regular Meeting – Monday, May 13, 2013 7:30 pm

6:30 p.m.

Sands Ring Homestead – Board of Trustees

7:15 p.m.

Public Hearings:

Amound Local La

Amend Local Laws: Zoning, Subdivision of Land & Preservation of Trees, Clearing and

Grading, Multiple Dwellings and Affordable Housing

Pledge of Allegiance

Approval of Minutes – April 8, 2013 Regular Meeting; April 22, 2013 Special Meeting; May 7, 2013 Special Meeting and Work Session

Public Comment Agenda Items

- 1. Resolution SEQR Local Law Zoning
- 2. Resolution Adopt Local Law Zoning
- 3. Resolution SEQR Subdivision of Land & Preservation of Trees
- 4. Resolution Adopt Local Law Subdivision of Land & Preservation of Trees
- 5. Resolution SEQR Clearing and Grading
- 6. Resolution Adopt Local Law Clearing and Grading
- 7. Resolution Cornwall Commons Meeting
- 8. Resolution FY-2014 Community Development Set Public Hearing
- 9. Sands Ring Homestead Update
- 10. Resolution Old Route 32 Stone Culvert (Close Road)
- 11. Resolution Taylor Road & Boulevard Bridge Repairs
- 12. Resolution Farmers Market Change Hours
- 13. Resolution Judge Joseph L. Thomson Plague
- 14. Resolution Tax Certiorari Settlements
- 15. NYMA Fireworks
- 16. Eagle Scout Project Dog Park
- 17. Premier Fence Company STP
- 18. COVAC Approve Payment to Scicchitano & Pinsky, PPLC
- 19. Personnel:

Appointments –Recreation Summer Salaries, Summer Highway Laborer Police Department – Officer Jeffrey Marinan Completed Probation

Training:

Chief Todd Hazard – NYS Association of Chiefs' Training Conference

Robert Conley - Annual Supt. of Highway School

Linda Giardella & Renata McGee – Membership NY Association of Local Government Records

Committee Reports Warrant #5 Public Comment Adjournment WHEREAS, the Town Board is considering the adoption of a local law entitled: A Local Law to amend Town Code Chapter 158 by amending Town Code Section 158-5 "Zoning Map" to change the zoning designation of certain property from "PRD" to "HC", and

WHEREAS, this is an action subject to SEQRA, and

WHEREAS, the Town Board as the sole Involved Agency

assumes Lead Agency status and, as such, has caused to be prepared

a short Environmental Assessment Form ("EAF"),

NOW, THEREFORE, BE IT RESOLVED as follows:

- 1. That the Supervisor is hereby authorized to sign the EAF, and
- 2. That after considering all of the information presented to it, including the EAF, the Town Board determines that the adoption of this local law is an Unlisted Action and adopts the Negative Declaration attached hereto.

	•
	presented the foregoing
resolution	which was seconded by,
	The vote on the foregoing resolution was as follows:
	Alexander Mazzocca, Councilman, voting
• .	Randolph S. Clark, Councilman, voting
	Elizabeth Longinott, Councilwoman, voting
	Mary Beth Greene-Krafft, Councilwoman, voting
	D. Kevin Quigley, Supervisor, voting

SJG/ef/93650 254-65403.02 5/10/13

STATE ENVIRONMENTAL QUALITY REVIEW NEGATIVE DECLARATION NOTICE OF DETERMINATION OF NON-SIGNIFICANCE

May 13, 2013

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Cornwall Town Board as Lead Agency, has determined that the proposed action described below will not have a significant environmental impact and a Draft Environmental Impact Statement will not be prepared.

Name of Action: The adoption of a local law entitled: A local law to amend Town Code Chapter 158 by amending Town Code Section 158-5 "Zoning Map" to change the zoning designation of certain property from "PRD" to "HC".

Action Type: Unlisted Action

Conditioned Negative Declaration: No

Description of Action: The Town of Cornwall proposes to enact a local law to amend the Town's Zoning Code to implement the provisions of the Town's Comprehensive Plan by changing the zoning designation of certain property from "PRD" to "HC".

Contact Person: D. Kevin Quigley, Supervisor, Town of Cornwall, Town Hall, 183 Main Street, Cornwall, New York 12518.

Location: Unincorporated area of the Town of Cornwall.

Reasons Supporting Negative Declaration:

No significant environmental effects are associated with the proposed Local Law as per review of the Short Form EAF prepared pursuant to SEQRA.

SJG/ef/264639 254-64903.07 12/7/12

State Environmental Quality Review SHORT ENVIRONMENTAL ASSESSMENT FORM For UNLISTED ACTIONS Only

PART I - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)

1. APPLICANT/SPONSOR TOWN BOARD, TOWN OF CORNWALL	2. PROJECT NAME LOCAL LAW NO. OF THE YEAR 2013
3. PROJECT LOCATION: Municipality: TOWN OF CORNWALL County: ORA	
4. PRECISE LOCATION (Street address and road intersections, proceedings) THE ADOPTION OF A LOCAL LAW TO AMEND TOWN CODE 158-5 "ZONING MAP" TO CHANGE THE ZONING DESIGNAT	
5. IS PROPOSED ACTION: New Expansion X Modification/alteration	
6. DESCRIBE PROJECT BRIEFLY: THE TOWN BOARD PROPOSES TO ADOPT A LOCAL "ZONING MAP" TO CHANGE THE ZONING DESIGNAT "HC"	ION OF CERTAIN PROPERTY PROMITTED TO
7. AMOUNT OF LAND AFFECTED: TAX MAP SECTION 9, BLOC Initially acres Ultimately acres	
8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR X Yes No If No, describe briefly:	OTHER LAND USE RESTRICTIONS?
Describe: PRD	iculture Park/Forest/Open Space Other
10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NA AGENCY (FEDERAL, STATE OR LOCAL?) Yes X No If	NOW OR ULTIMATELY, FROM ANY OTHER GOVERNMENTAL yes, list agency(s) and permits/Approvals:
11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALI If yes, list agency(s) and permits/Approvals: N/A	
12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/	
I CERTIFY THAT THE INFORMATION PROVIDED ABO Applicant/Sponsor Name: TOWN OF CORNWALL	DVE IS TRUE TO THE BEST OF MY KNOWLEDGE Date: MAY , 2013
Signature:	

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment.

_	PART II - ENVIRONMENTAL ASSESSMENT (To be completed by Agency)
	A. DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCRR, PART 617.12? If yes, coordinate the review process and use the FULL EAF. Yes X No
E	B. WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 6 NYCRR, PART 617.6? If No, a negative declaration may be superseded by another Involved Agency. Yes X No
C	c. COULD ACTION RESULT IN ANY ADVERSE EFFECTS ASSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible) C1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly: NO
	C2. Aesthetic, agricultural, archeological, historic, or other natural or cultural resources, or community or neighborhood character? Explain briefly: NO
	C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly: NO
	C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly: NO
	C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly: NO
	C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly: NO
	C7. Other impacts (including changes in use of either quantity or type of energy? Explain briefly: NO
D.	IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS? Yes X No If Yes, explain briefly:
_	PETER BELLETION OF CIONIFICANCE (To be completed by Agency)
ν,	ART III – DETERMINATION OF SIGNIFICANCE (To be completed by Agency) INSTRUCTIONS: For each adverse effect identified above, determine whether it is substantial, large, important, or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e., urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed.
	Check this box if you have identified one or more potentially large or significant adverse impacts which MAY occur. Then proceed directly to the FULL EAF and/or prepare a Positive Declaration.
	X Check this box if you have determined, based on the information and analysis above and any supporting documentation, that the proposed action WILL NOT result in any significant adverse environmental impacts AND provide on attachments as necessary, the reasons supporting this determination:
	TOWN OF CORNWALL
	Name of Lead Agency
	D. KEVIN QUIGLEY Print or type Name of Responsible Officer in Lead Agency Title of Responsible Officer
	Signature of Responsible Officer in Lead Agency Signature of Preparer (if different from responsible officer) MAY , 2013
	Date

WHEREAS, the Town Board is considering the adoption of a local law entitled: A local law to amend Town Code Chapter

158 by amending Town Code Section 158-5 "Zoning Map" to change the zoning designation of certain property from "PRD" to "HC", and

WHEREAS, following due notice the Town Board held a public hearing on the proposed local law,

NOW, THEREFORE, BE IT RESOLVED as follows:

That the Town Board does hereby adopt the above local law which said local law shall be effective upon publication, posting and filing in the Office of the Secretary of State in Albany.

presented the foregoing
resolution which was seconded by,
The vote on the foregoing resolution was as follows:
Alexander Mazzocca, Councilman, voting
Randolph S. Clark, Councilman, voting
Elizabeth Longinott, Councilwoman, voting
Mary Beth Greene-Krafft, Councilwoman, voting
D. Kevin Quigley, Supervisor, voting

SJG/ef/293652 254-6540302 5/10/13

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

(555 11115 15111 15 1115 11 15	,
Text of law should be given as amended. Ditalics or underlining to indicate new matter.	o not include matter being eliminated and do not use
☐County ☐City ☑Town ☐Village (Select one:)	
of CORNWALL	
Local Law No.	of the year 20 13
A local law to amend Town Code chapter 158	by amending Town Code Section 158-5 "Zoning Map" to
(Insert Title)	certain property from "PRD" to "HC"
Be it enacted by the TOWN BOARD	of the
(Name of Legislative Body)	9,
☐County ☐City ☑Town ☐Village (Select one:)	
of CORNWALL	as follows:

(If additional space is needed, attach pages the same size as this sheet, and number each.)

A Local Law to amend Town Code Chapter 158 by amending Town Code Section 158-5 "Zoning Map" to change the zoning designation of certain property from "PRD" to "HC."

SECTION 1. PURPOSE

The purpose of this Local Law is to amend the Town's Zoning Code to implement the provisions of the Town's Comprehensive Plan by changing the zoning designation of certain property from "PRD" to "HC."

SECTION 2. AMENDMENT OF CODE.

1. Town Code Section 158-5 "Zoning Map," is hereby amended to change the zoning designation from "PRD" (Planned Residential Development) to "HC" (Highway Commercial District) of all that real property identified on the Tax Map as Section 9, Block 1, Lot 25.1, consisting of 35 +/- acres bounded on its east by US Highway 9W (southbound lanes) in the vicinity of the Academy Avenue ramps, and bounded to its southwest, west, northwest, and north by lands of Cornwall Commons, LLC and more particularly described as follows: ALL those certain pieces or parcels of land designated as Parcels 360C, 361, 363 on Release Map No. 37183-Z on file in the office of the Department of Water Supply, Gas and Electricity of the City of New York, situated, lying and being in the Town of Cornwall, Orange County, State of New York.

SECTION 3. SEVERABILITY

If any clause, sentence, paragraph, word, section or part of this local law shall be judged by any court of competent jurisdiction to be unconstitutional, illegal or invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the language directly involved in the controversy in which judgment shall have been rendered.

SECTION 4. EFFECTIVE DATE

This local law will take effect immediately upon filing in the Office of the Secretary of State in Albany.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

I hereby certify that the local law annexed heret the (County)(City)(Town)(Village) of CORNW	.o. designated as local law N	lo		of 20 ¹³ of
THE TOURISTICATION TOWN IN VIBILIES OF	VALL		was duly	passed by the
LOWN BOARD	on	20 <u>13</u> , ir	accordance with	the applicable
(Name of Legislative Body)		•		
provisions of law.				
(Passage by local legislative body with a Chief Executive Officer*.) I hereby certify that the local law annexed hereto the (County)(City)(Town)(Village) of				
	on	20, 8	and was (approve	ed)(not approved
(Name of Legislative Body)				
(repassed after disapproval) by the	ef Executive Officer*)		and was deeme	ed duly adopted
	w ith the applicable provision			
3. (Final adoption by referendum.) I hereby certify that the local law annexed hereto the (County)(City)(Town)(Village) of			was dulv	passed by the
(Name of Legislative Body)	on	20, ar	nd was (approved)(not approved)
(Name of Legislative Body)				
(repassed after disapproval) by the (Elective Chie	of Executive Officer*)		_on	_ 20
Such local law was submitted to the people by re ote of a majority of the qualified electors voting t	ason of a (mandatory)(perm	nissive) referendu	ım, and received	the affirmative
0, in accordance with the applicable provi				
. (Subject to permissive referendum and fin	al adoption because no Vi	alid petition was	s filed requestin	g referendum.) of
hereby certify that the local law annexed hereto,	, designated as local law ivo			
hereby certify that the local law annexed hereto,	designated as local law ive		was duly	passed by the
hereby certify that the local law annexed hereto, ne (County)(City)(Town)(Village) of	on		was duly	passed by the
hereby certify that the local law annexed hereto, ne (County)(City)(Town)(Village) of	on	, and	was duly d was (approved)	passed by the (not approved)
hereby certify that the local law annexed hereto, ne (County)(City)(Town)(Village) of	on	, and	was duly d was (approved)	passed by the (not approved)
hereby certify that the local law annexed hereto, ne (County)(City)(Town)(Village) of	on	20, and	was duly d was (approved)	passed by the (not approved) Such local
hereby certify that the local law annexed hereto, ne (County)(City)(Town)(Village) of	Executive Officer*) o valid petition requesting su	20, and	was duly d was (approved)	passed by the (not approved) Such local
hereby certify that the local law annexed hereto, ne (County)(City)(Town)(Village) of	Executive Officer*) o valid petition requesting su	20, and	was duly d was (approved)	passed by the (not approved) Such local

^{*} Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revis	to, designated as local law No	of 20 of
the City of having l	peen submitted to referendum pursuant to the pro elved the affirmative vote of a majority of the qual	ovisions of section (36)(37) of
thereon at the (special)(general) election held	on20, became operativ	е,
,		
6. (County local law concerning adoption	of Charter)	
I haraby partify that the local law anneved here	to designated as local law No.	of 20 of
the County of State o	f New York, having been submitted to the elector	s at the General Election of
November 20 pursuant to	subdivisions 5 and 7 of section 33 of the Munici	pai nome Kule Law, and havin
received the affirmative vote of a majority of the	e qualified electors of the cities of said county as onsidered as a unit voting at said general election	a unit and a majority of the
qualified electors of the towns of said county of	Misideled as a tillit voting at said general election	, booking op of diffe,
I further certify that I have compared the preced	on has been followed, please provide an appro ling local law with the original on file in this office such original local law, and was finally adopted in	and that the same is a
	Clerk of the county legislative body,	City, Town or Village Clerk or
	officer designated by local legislativ Renata McGee, Town Cler	e body :k
Seal)	Date:	
	•	•
Certification to be executed by County Attori authorized attorney of locality.)	ney, Corporation Counsel, Town Attorney, Vill	age Attorney or other
STATE OF NEW YORK COUNTY OF ORANGE		
the undersigned, hereby certify that the foregoi een had or taken for the enactment of the local	ng local law contains the correct text and that all aw annexed hereto.	proper proceedings have
•	Class of the second	
	. Signature STEPHEN J. GABA, ATTORNEY	· ·
•	Title	
·	⁻ County	
	city CORNWALL	·
	Town	·
	Village	
•	•	
•	Date:	

WHEREAS, the Town Board is considering the adoption of a local law entitled "A Local Law to amend Town Code Chapter 125 by amending Town Code Section 125-2(A)(19)", and

WHEREAS, this is an action subject to SEQRA, and

WHEREAS, the Town Board as the sole Involved Agency

assumes Lead Agency status and, as such, has caused to be prepared

a short Environmental Assessment Form ("EAF"),

NOW, THEREFORE, BE IT RESOLVED as follows:

- 1. That the Supervisor is hereby authorized to sign the EAF, and
- 2. That after considering all of the information presented to it, including the EAF, the Town Board determines that the adoption of this local law is an Unlisted Action and adopts the Negative Declaration attached hereto.

•					
			presented t	the foreg	joing
resolution wh	hich was seconde	d by			· ,
The	e vote on the for	regoing r	esolution	was as fo	ollows:
Ale	exander Mazzocca	, Counci	lman, votir	ıg	
Rar	ndolph S. Clark,	Council	man, voting	ſ <u>.</u>	
Eli	izabeth Longinot	t, Counci	lwoman, vo	ting,	
Mar	ry Beth Greene-Ki	rafft, Co	ouncilwoman	, voting	
D.	Kevin Quigley, S	Supervisc	r, voting_		

SJG/ef/293578 254-6490308 5/10/13

STATE ENVIRONMENTAL QUALITY REVIEW NEGATIVE DECLARATION NOTICE OF DETERMINATION OF NON-SIGNIFICANCE

May 13, 2013

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Cornwall Town Board as Lead Agency, has determined that the proposed action described below will not have a significant environmental impact and a Draft Environmental Impact Statement will not be prepared.

Name of Action: The adoption of a local law entitled "A local law to amend Town Code Chapter 125 by amending Town Code Section 125-2(A)(19)".

Action Type: Unlisted Action

Conditioned Negative Declaration: No

Description of Action: The Town of Cornwall proposes to enact a local law to amend the Town Code provisions regarding subdivision of land and preservation of trees to implement the provisions of the Town's Comprehensive Plan regarding land use development and environmental conservation.

Contact Person: D. Kevin Quigley, Supervisor, Town of Cornwall, Town Hall, 183 Main Street, Cornwall, New York 12518.

Location: Unincorporated area of the Town of Cornwall.

Reasons Supporting Negative Declaration:

No significant environmental effects are associated with the proposed Local Law as per review of the Short Form EAF prepared pursuant to SEQRA.

SJG/ef/293581 254-64903.08 5/10/13

State Environmental Quality Review SHORT ENVIRONMENTAL ASSESSMENT FORM For UNLISTED ACTIONS Only

PART I - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)

1. APPLICANT/SPONSOR TOWN BOARD, TOWN OF CORNWALL	2. PROJECT NAME LOCAL LAW NO. OF THE YEAR 2013
3. PROJECT LOCATION: Municipality: TOWN OF CORNWALL County: ORA	
4. PRECISE LOCATION (Street address and road intersections, pi THE ADOPTION OF A LOCAL LAW TO AMEND TOWN CODE 125-2(A)(19)	rominent landmarks, etc., or provide map) THE ACTION IS ECHAPTER 125 BY AMENDING TOWN CODE SECTION
5. IS PROPOSED ACTION: New Expansion X Modification/alteration	
6. DESCRIBE PROJECT BRIEFLY: THE TOWN BOARD PROPOSES TO ADOPT A LOCAL AMENDING TOWN CODE SECTION 125-2(A)(19)	LAW TO AMEND TOWN CODE SECTION 125 BY
7. AMOUNT OF LAND AFFECTED: THE UNINCORPORATED ARI	EA OF THE TOWN OF CORNWALL
8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR X Yes No If No, describe briefly:	OTHER LAND USE RESTRICTIONS?
9. WHAT IS PRESENT LAND USE IN VICINITY OF PROJECT? Residential Industrial Commercial Agric Describe: N/A	culture Park/Forest/Open Space Other
10. DOES ACTION INVOLVE A PERMIT APPROVAL, OR FUNDING, NAME OF AGENCY (FEDERAL, STATE OR LOCAL?) Yes X No If y	OW OR ULTIMATELY, FROM ANY OTHER GOVERNMENTAL es, list agency(s) and permits/Approvals:
11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VALID If yes, list agency(s) and permits/Approvals: N/A	D PERMIT OR APPROVAL?) Yes No
12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT/A Yes X No	
I CERTIFY THAT THE INFORMATION PROVIDED ABO	VE IS TRUE TO THE BEST OF MY KNOWLEDGE
Applicant/Sponsor Name: TOWN OF CORNWALL	Date: MAY , 2013
Signature:	·
D. KEVIN QUIGLEY, SUPERVISOR	

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment.

PART II - ENVIRONMENTAL ASSESSMENT (T	
use the FULL EAF. Yes X No	NYCRR, PART 617.12? If yes, coordinate the review process and
negative declaration may be superseded by an	
C. COULD ACTION RESULT IN ANY ADVERSE EFFECTS A C1. Existing air quality, surface or groundwater quality or disposal, potential for erosion, drainage or flooding pro	SSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible) quantity, noise levels, existing traffic patterns, solid waste production or blems? Explain briefly: NO
C2. Aesthetic, agricultural, archeological, historic, or other briefly: NO	r natural or cultural resources, or community or neighborhood character? Explain
C3. Vegetation or fauna, fish, shellfish or wildlife species, NO	significant habitats, or threatened or endangered species? Explain briefly:
C4. A community's existing plans or goals as officially ado Explain briefly: NO	pted, or a change in use or intensity of use of land or other natural resources?
C5. Growth, subsequent development, or related activities	likely to be induced by the proposed action? Explain briefly: NO
C6. Long term, short term, cumulative, or other effects not	identified in C1-C5? Explain briefly: NO
C7. Other impacts (including changes in use of either quar	ntity or type of energy? Explain briefly: NO
D. IS THERE, OR IS THERE LIKELY TO BE, CONTROVERS Yes X No If Yes, explain briefly:	Y RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS?
TO LOS OF CLOSURE OF A LOS OF CALLED	(T- i (- i- d h) Annual
Each effect should be assessed in connection with its (a) s	determine whether it is substantial, large, important, or otherwise significant. etting (i.e., urban or rural); (b) probability of occurring; (c) duration; (d) necessary, add attachments or reference supporting materials. Ensure that int adverse impacts have been identified and adequately addressed.
proceed directly to the FULL EAF and/or prepare a	potentially large or significant adverse impacts which MAY occur. Then a Positive Declaration.
proposed action WILL NOT result in any significan the reasons supporting this determination;	he information and analysis above and any supporting documentation, that the it adverse environmental impacts AND provide on attachments as necessary,
	WN OF CORNWALL
	Name of Lead Agency SUPERVISOR
D. KEVIN QUIGLEY Print or type Name of Responsible Officer in Lead Agence	
Signature of Responsible Officer in Lead Agency	Signature of Preparer (if different from responsible officer) MAY , 2013 Date

WHEREAS, the Town Board is considering the adoption of a local law entitled: A local law to amend Town Code Chapter 125 by amending Town Code Section 125-2(A)(19), and WHEREAS, following due notice the Town Board held a public hearing on the proposed local law, NOW, THEREFORE, BE IT RESOLVED as follows: That the Town Board does hereby adopt the above local law which said local law shall be effective upon publication, posting and filing in the Office of the Secretary of State in Albany. __ presented the foregoing resolution which was seconded by The vote on the foregoing resolution was as follows: Alexander Mazzocca, Councilman, voting Randolph S. Clark, Councilman, voting Elizabeth Longinott, Councilwoman, voting _____ Mary Beth Greene-Krafft, Councilwoman, voting D. Kevin Quigley, Supervisor, voting

SJG/ef/293579 254-6490308 5/10/13

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

Text of law sho	ould be given as amended. Do not include matter being eliminated and lining to indicate new matter.	do not use
County (Select one:)		
Local Law No.		
A local law	amend Town Code Chapter 125 by amending Town Code Section 125-2 (A)	(19)
Be it enacted	by the TOWN BOARD (Name of Legislative Body)	of the
County (Select one:)]City ⊠Town □Village	as follows:

(If additional space is needed, attach pages the same size as this sheet, and number each.)

A Local Law to amend Town Code Chapter 125 by amending Town Code Section 125-2(A)(19).

SECTION 1. PURPOSE

The purpose of this Local Law is to amend the Town Code provisions regarding subdivision of land and preservation of trees to implement the provisions of the Town's Comprehensive Plan regarding land use development and environmental conservation.

SECTION 2. AMENDMENT OF CODE.

Town Code Section 125-2 "General requirements for subdivision of land," is hereby amended to repeal subsection (A)(19) and to re-enact it to read as follows:

"19. Healthy existing trees over twelve (12) inches in diameter at four (4) feet in height above ground level shall be preserved by the subdivider, except as may be waived by the Planning Board. Other existing features, such as stands of healthy mature existing trees, particularly when located adjacent to other existing healthy mature tree stands, watercourses and falls, scenic vistas, historic or archeological resources, shall be preserved insofar as possible through harmonious design of the subdivision."

SECTION 3. SEVERABILITY

If any clause, sentence, paragraph, word, section or part of this local law shall be judged by any court of competent jurisdiction to be unconstitutional, illegal or invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, word, section or part thereof directly involved in the controversy in which judgment shall have been rendered.

SECTION 4. EFFECTIVE DATE

This local law will take effect immediately upon filing in the Office of the Secretary of State in Albany.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

(Name of Legislative Body) (repassed after disapproval) by the	the (County)(City)(Town)(Village) of CORNWALL TOWN BOARD (Name of Legislative Body) provisions of law. 2. (Passage by local legislative body with approval, no disapproval or representation of law. 2. (Passage by local legislative body with approval, no disapproval or representation of law. 2. (Passage by local legislative body) (Interest of law annexed hereto, designated as local law No. (Interest of Legislative Body) (Interest	20 <u>13</u> , in accompassage after disconnected and the contract of	was duly passed by the cordance with the applical isapproval by the Elective of 20 12 was duly passed by the was (approved)(not approved) was deemed duly adopted was duly passed by the was duly passed by the was (approved)(not approved)
(Name of Legislative Body) provisions of law annexed hereto, designated as local law No. 2. (Passage by local legislative body with approval, no disapproval or repassage after disapproval by the Elective Chief Executive Officer*). I hereby certify that the local law annexed hereto, designated as local law No. (Rame of Legislative Body) (repassed after disapproval) by the (Elective Chief Executive Officer*) and was deemed duly adopted on 20 12, and was deemed duly adopted on 20 10, in accordance with the applicable provisions of law. 3. (Final adoption by referendum.) I hereby certify that the local law annexed hereto, designated as local law No. on 20 of was duly passed by the was duly passed by the (County)(City)(Town)(Village) of was duly passed by the (Elective Chief Executive Officer*) Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on 20, in accordance with the applicable provisions of law. 4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.) of 20 of the (County)(City)(Town)(Village) of was duly passed by the was duly passed by the (County)(City)(Town)(Village) of was duly passed by the (Name of Legislative Body)	(Name of Legislative Body) provisions of law. 2. (Passage by local legislative body with approval, no disapproval or representation of the County) (City) (Town) (Village) of	20 <u>13</u> , in accordance of law.	isapproval by the Elective of 20 12 and was duly passed by the was deemed duly adopted was duly passed by the way
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Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on	Such local law was submitted to the people by reason of a (mandatory)(permissiv vote of a majority of the qualified electors voting thereon at the (general)(special)(20, in accordance with the applicable provisions of law. 4 (Subject to permissive referendum and final adoption because no valid permissive referendum.)		20
Such local law was submitted to the people by reason of a (mandatory)(permissive) referendum, and received the affirmative vote of a majority of the qualified electors voting thereon at the (general)(special)(annual) election held on	Such local law was submitted to the people by reason of a (mandatory)(permissiv vote of a majority of the qualified electors voting thereon at the (general)(special)(20, in accordance with the applicable provisions of law. 4 (Subject to permissive referendum and final adoption because no valid permissive referendum.)		
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20, in accordance with the applicable provisions of law. 4. (Subject to permissive referendum and final adoption because no valid petition was filed requesting referendum.) I hereby certify that the local law annexed hereto, designated as local law No of 20 of the (County)(City)(Town)(Village) of on 20, and was (approved)(not approved) (Name of Legislative Body)	20, in accordance with the applicable provisions of law. 4 (Subject to permissive referendum and final adoption because no valid permissive reference no valid permissive no valid permission no valid permissive no valid permission no valid permissive no valid permission no valid permissive no v	e) releterioum, a annual) election	held on
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(Name of Legislative Body)			
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	(Name of Legislative Rody)	, and was	s (approved)(not approved
		on	20 . Such loca
(repassed after disapproval) by theonon20 Such local	(Flective Chief Executive Officer*)		
law was subject to permissive referendum and no valid petition requesting such referendum was filed as of			
	20, in accordance with the applicable provisions of law.		
	20		
			•
	•		

^{*} Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision proposed by hereby certify that the local law annexed hereto, designated a	as local law No of 20 of
the City of having been submitted	to referendum pursuant to the provisions of section (36)(37) of
the Municipal Home Rule Law, and having received the affirmation	ative vote of a majority of the qualified electors of such city voting
thereon at the (special)(general) election held on	20, became operative.
6. (County local law concerning adoption of Charter.)	
I have by cortify that the local law anneyed bereto, designated a	as local law No of 20 of
the County of State of New York, have	ring been submitted to the electors at the General Election of
Neurombor 20 pursuant to subdivisions 5	and 7 of section 33 of the Municipal Home Rule Law, and having
received the affirmative vote of a majority of the qualified elected	ors of the cities of said county as a unit and a majority of the
qualified electors of the towns of said county considered as a	init voting at said general election, became operative.
(If any other authorized form of final adoption has been fo	llowed, please provide an appropriate certification.)
I find an applifut hat I have compared the preceding local law w	ith the original on the in this office and that the same is a
correct transcript therefrom and of the whole of such original lo	cal law, and was finally adopted in the manner indicated in
paragraph 1 above.	
	Clerk of the county legislative body, City, Town or Village Clerk or
	officer designated by local legislative body
	Renata McGee, Town Clerk
(Seal)	Date:
Certification to be executed by County Attorney, Corporati	on Counsel, Town Attorney, Village Attorney or other
authorized attorney of locality.)	
STATE OF NEW YORK	
COUNTY OF ORANGE	
, the undersigned, hereby certify that the foregoing local law co	ntains the correct text and that all proper proceedings have
been had or taken for the enactment of the local law annexed he	ereto.
,	
	Signature
	STEPHEN J. GABA, ATTORNEY
•	STEPHEN J. GABA, ATTORNEY Title
	STEPHEN J. GABA, ATTORNEY
	Title County
	Title County
	STEPHEN J. GABA, ATTORNEY Title
	Title County City of CORNWALL
	Title County City of CORNWALL Town
	Title County City of CORNWALL Town

WHEREAS, the Town Board is considering the adoption of a local law entitled "A Local Law to amend Town Code Chapter 75 by amending Town Code Section 75-6(I) and repealing and enacting Town Code Section 75-7(B)", and

WHEREAS, this is an action subject to SEQRA, and

WHEREAS, the Town Board as the sole Involved Agency

assumes Lead Agency status and, as such, has caused to be prepared

a short Environmental Assessment Form ("EAF"),

NOW, THEREFORE, BE IT RESOLVED as follows:

- 1. That the Supervisor is hereby authorized to sign the EAF, and
- 2. That after considering all of the information presented to it, including the EAF, the Town Board determines that the adoption of this local law is an Unlisted Action and adopts the Negative Declaration attached hereto.

presented the foregoing
resolution which was seconded by,
The vote on the foregoing resolution was as follows
Alexander Mazzocca, Councilman, voting
Randolph S. Clark, Councilman, voting
Elizabeth Longinott, Councilwoman, voting
Mary Beth Greene-Krafft, Councilwoman, voting
D Vorin Opidley Supervisor voting

STATE ENVIRONMENTAL QUALITY REVIEW NEGATIVE DECLARATION NOTICE OF DETERMINATION OF NON-SIGNIFICANCE

May 13, 2013

This notice is issued pursuant to Part 617 of the implementing regulations pertaining to Article 8 (State Environmental Quality Review Act) of the Environmental Conservation Law.

The Town of Cornwall Town Board as Lead Agency, has determined that the proposed action described below will not have a significant environmental impact and a Draft Environmental Impact Statement will not be prepared.

Name of Action: The adoption of a local law entitled "A local law to amend Town Code Chapter 75 by amending Town Code Section 75-6(I) and repealing and enacting Town Code Section 75-7(B)".

Action Type: Unlisted Action

Conditioned Negative Declaration: No

Description of Action: The Town of Cornwall proposes to enact a local law to amend the Town Code provisions regarding clearing and grading to implement the provisions of the Town's Comprehensive Plan regarding land use development and environmental conservation.

Contact Person: D. Kevin Quigley, Supervisor, Town of Cornwall, Town Hall, 183 Main Street, Cornwall, New York 12518.

Location: Unincorporated area of the Town of Cornwall.

Reasons Supporting Negative Declaration:

No significant environmental effects are associated with the proposed Local Law as per review of the Short Form EAF prepared pursuant to SEQRA.

SJG/ev/293656 254-64903.05 5/10/13

State Environmental Quality Review SHORT ENVIRONMENTAL ASSESSMENT FORM For UNLISTED ACTIONS Only

PART I - PROJECT INFORMATION (To be completed by Applicant or Project Sponsor)

1. APPLICANT/SPONSOR TOWN BOARD, TOWN OF CORNWALL	2. PROJECT NAME LOCAL LAW NO. OF THE YEAR 2013
PROJECT LOCATION: Municipality: TOWN OF CORNWALL County: OR.	
4. PRECISE LOCATION (Street address and road intersections, p THE ADOPTION OF A LOCAL LAW TO AMEND TOWN COD 75-6(I) AND REPEALING AND ENACTING Town Code Section	E CHAPTER 75 BY AMENDING TOWN CODE SECTION
IS PROPOSED ACTION: New Expansion X Modification/alteration	
6. DESCRIBE PROJECT BRIEFLY: THE TOWN BOARD PROPOSES TO ADOPT A LOCAL AMENDING TOWN CODE SECTION 75-6(I) AND REPE 7(B)	ALING AND ENACTING TOWN CODE SECTION 75-
7. AMOUNT OF LAND AFFECTED: THE UNINCORPORATED AF Initially acres Ultimately acres	
8. WILL PROPOSED ACTION COMPLY WITH EXISTING ZONING OR X Yes No If No, describe briefly:	OTHER LAND USE RESTRICTIONS?
Describe: N/A	riculture Park/Forest/Open Space Other
	yes, list agency(s) and permits/Approvals:
11. DOES ANY ASPECT OF THE ACTION HAVE A CURRENTLY VAL If yes, list agency(s) and permits/Approvals: N/A	
12. AS A RESULT OF PROPOSED ACTION WILL EXISTING PERMIT	
I CERTIFY THAT THE INFORMATION PROVIDED ABO Applicant/Sponsor Name: TOWN OF CORNWALL	Date: MAY ,2013
Signature:	

If the action is in the Coastal Area, and you are a state agency, complete the Coastal Assessment Form before proceeding with this assessment.

р	ART II - ENVIRONMENTAL ASSESSMENT (To be completed by Agency)
Α.	DOES ACTION EXCEED ANY TYPE I THRESHOLD IN 6 NYCRR, PART 617.12? If yes, coordinate the review process and use the FULL EAF. Yes x No
	WILL ACTION RECEIVE COORDINATED REVIEW AS PROVIDED FOR UNLISTED ACTIONS IN 6 NYCRR, PART 617.67 If No, a negative declaration may be superseded by another Involved Agency. Yes X No
C.	COULD ACTION RESULT IN ANY ADVERSE EFFECTS ASSOCIATED WITH THE FOLLOWING: (Answers may be handwritten, if legible) C1. Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems? Explain briefly: NO
	C2. Aesthetic, agricultural, archeological, historic, or other natural or cultural resources, or community or neighborhood character? Explain briefly: NO
	C3. Vegetation or fauna, fish, shellfish or wildlife species, significant habitats, or threatened or endangered species? Explain briefly: NO
	C4. A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources? Explain briefly: NO
	C5. Growth, subsequent development, or related activities likely to be induced by the proposed action? Explain briefly: NO
	C6. Long term, short term, cumulative, or other effects not identified in C1-C5? Explain briefly: NO
	C7. Other impacts (including changes in use of either quantity or type of energy? Explain briefly: NO
D.	IS THERE, OR IS THERE LIKELY TO BE, CONTROVERSY RELATED TO POTENTIAL ADVERSE ENVIRONMENTAL IMPACTS? Yes X No If Yes, explain briefly:
PA	ART III — DETERMINATION OF SIGNIFICANCE (To be completed by Agency) INSTRUCTIONS: For each adverse effect identified above, determine whether it is substantial, large, important, or otherwise significant. Each effect should be assessed in connection with its (a) setting (i.e., urban or rural); (b) probability of occurring; (c) duration; (d) irreversibility; (e) geographic scope; and (f) magnitude. If necessary, add attachments or reference supporting materials. Ensure that explanations contain sufficient detail to show that all relevant adverse impacts have been identified and adequately addressed.
	Check this box if you have identified one or more potentially large or significant adverse impacts which MAY occur. Then proceed directly to the FULL EAF and/or prepare a Positive Declaration.
	X Check this box if you have determined, based on the information and analysis above and any supporting documentation, that the proposed action WILL NOT result in any significant adverse environmental impacts AND provide on attachments as necessary, the reasons supporting this determination:
	TOWN OF CORNWALL
	Name of Lead Agency
	D. KEVIN QUIGLEY SUPERVISOR
	Print or type Name of Responsible Officer in Lead Agency Title of Responsible Officer
	Signature of Responsible Officer in Lead Agency Signature of Preparer (if different from responsible officer) MAY , 2013
	Date

.

WHEREAS, the Town Board is considering the adoption of a local law entitled: A local law to amend Town Code Chapter 75 by amending Town Code Section 75-6(I) and repealing and enacting Town Code Section 75-7(B), and

WHEREAS, following due notice the Town Board held a public hearing on the proposed local law,

NOW, THEREFORE, BE IT RESOLVED as follows:

That the Town Board does hereby adopt the above local law which said local law shall be effective upon publication, posting and filing in the Office of the Secretary of State in Albany.

presented the foregoing
resolution which was seconded by,
The vote on the foregoing resolution was as follows:
Alexander Mazzocca, Councilman, voting
Randolph S. Clark, Councilman, voting
Elizabeth Longinott, Councilwoman, voting
Mary Beth Greene-Krafft, Councilwoman, voting
D. Kevin Quigley, Supervisor, voting

SJG/ev/293655. 254-64903.05 5/10/13

Local Law Filing

(Use this form to file a local law with the Secretary of State.)

	hould be given as amended. Do no erlining to indicate new matter.	ot include matter being eliminated and	d do not use
County (Select one:)	□City ⊠Town □Village		
of CORNW	ALL		
Local Law N	lo	of the year 20 13	
A local law	to amend Town Code Chapter 75 by a	amending Town Code Section75-6 (I) an	d
A local law	(Insert Title) repealing and enacting Town Code Se	ection 75-7 (B)	
Be it enacte	d by the TOWN BOARD (Name of Legislative Body)		of the
County	_City ⊠Town _Village		
of CORNWA	L		as follows:

(If additional space is needed, attach pages the same size as this sheet, and number each.)

A Local Law to amend Town Code Chapter 75 by amending Town Code Section 75-6(I) and repealing and enacting Town Code Section 75-7(B).

SECTION 1. PURPOSE

The purpose of this Local Law is to amend the Town Code provisions regarding clearing and grading to implement the provisions of the Town's Comprehensive Plan regarding land use development and environmental conservation.

SECTION 2. AMENDMENT OF CODE.

- 1. Town Code Section 75-6 "Activities exempt from permit requirements" is hereby amended to repeal subsection (I) and to re-enact it to read as follows:
 - "I. Clearing or grading which affects less than 5,000 square feet of contiguous ground surface, or clearing or grading of areas which combined total less than 10,000 square feet on any individual parcel, except where such clearing or grading takes place within the 100-year floodplain of any watercourse, within wetlands or within a 200-foot distance of any wetland or watercourse, or within a critical environmental area or within 200 feet of a critical environmental area."
- 2. Town Code Section 75-7(B) is hereby repealed and re-
 - "B. Simultaneously with filing an application for a permit, the applicant(s) shall pay to the Town a fee in such amount as the Town Board may set by resolution and, further, shall mail a copy of the application to the owners of any adjoining property by certified mail return receipt requested."

SECTION 3. SEVERABILITY

If any clause, sentence, paragraph, word, section or part of this local law shall be judged by any court of competent jurisdiction to be unconstitutional, illegal or invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, word, section or part thereof directly involved in the controversy in which judgment shall have been rendered.

SECTION 4. EFFECTIVE DATE

This local law will take effect immediately upon filing in the Office of the Secretary of State in Albany.

(Complete the certification in the paragraph that applies to the filing of this local law and strike out that which is not applicable.)

 (Final adoption by local legislative body I hereby certify that the local law annexed here 	y only.) ato, designated as local law No	of 2013 of
the (County)(City)(Town)(Village) of CORN	WALL	was duly passed by the
TOWN BOARD	on 20 ¹³	, in accordance with the applicable
(Name of Legislative Body)		11
provisions of law.		
2. (Passage by local legislative body with	approval, no disapproval or repassag	e after disapproval by the Elective
Chief Executive Officer*.) I hereby certify that the local law annexed here	eto, designated as local law No	of 20 of
the (County)(City)(Town)(Village) of	to, doorg, lated an iood law tro.	
•	on 20	, and was (approved)(not approved
(Name of Legislative Body)		
(repassed after disapproval) by the(Elective Ch.	ief Executive Officer*)	and was deemed duly adopted
	e w ith the applicable provisions of law.	
on 20[0], in accordance	with the applicable provisions of law.	
3. (Final adoption by referendum.)		
I hereby certify that the local law annexed here		
the (County)(City)(Town)(Village) of		was duly passed by the
	on 20	_, and was (approved)(not approved)
(Name of Legislative Body)		00
(repassed after disapproval) by the (Elective Chic	ef Executive Officer*)	on20
Such local law was submitted to the people by re		
vote of a majority of the qualified electors voting	thereon at the (general)(special)(annual)	election held on
20, in accordance with the applicable prov		
20, in accordance with the applicable prov	isjons of law.	
4. (Subject to permissive referendum and fir	nal adoption because no valid petition	was filed requesting referendum.)
I hereby certify that the local law annexed hereto	, designated as local law No.	of 20 of
the (County)(City)(Town)(Village) of		
	on 20	
(Name of Legislative Body)		(
(repassed after disapproval) by the	on _	20 Such local
•		wa wa filada a F
law was subject to permissive referendum and no		im was filed as of
20, in accordance with the applicable prov	isions of law.	
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^{*} Elective Chief Executive Officer means or includes the chief executive officer of a county elected on a county-wide basis or, if there be none, the chairperson of the county legislative body, the mayor of a city or village, or the supervisor of a town where such officer is vested with the power to approve or veto local laws or ordinances.

5. (City local law concerning Charter revision propose I hereby certify that the local law annexed hereto, designate	d as local law No
the City of having been submitte	ed to referendum pursuant to the provisions of section (36)(37) of mative vote of a majority of the qualified electors of such city voting
the Municipal Home Rule Law, and having received the affir	mative vote of a majority of the qualified electors of such city voting
thereon at the (special)(general) election held on	20, became operative.
	·
6. (County local law concerning adoption of Charter.)	
I hereby certify that the local law annexed hereto, designated	d as local law No of 20 of
the County of State of New York, h	aving been submitted to the electors at the General Election of
November 20, pursuant to subdivisions	5 and 7 of section 33 of the Municipal Home Rule Law, and having
received the animative vote of a majority of the qualified ele	ctors of the cities of said county as a unit and a majority of the
qualified electors of the towns of said county considered as a	unit voting at said general election, became operative.
	•
(If any other authorized form of final adoption has been f	ollowed, please provide an appropriate certification.)
I further certify that I have compared the preceding local law	with the original on file in this office and that the same is a
correct transcript therefrom and of the whole of such original paragraph above.	local law, and was finally adopted in the manner indicated in
paragraph above.	•
	Clerk of the county legislative body, City, Town or Village Clerk or
	officer designated by local legislative body RENATA MCGEE TOWN CLERK
(Seal)	Date:
(ocal)	Date.
(Certification to be executed by County Attorney, Corporat	ion Counsel, Town Attorney, Village Attorney or other
authorized attorney of locality.)	
STATE OF NEW YORK	
COUNTY OF ORANGE	
I the trade along and the makes a self of the first the form of the self of th	
I, the undersigned, hereby certify that the foregoing local law cobeen had or taken for the enactment of the local law annexed h	ontains the correct text and that all proper proceedings have
been had or taken for the chactment of the local law affilesed h	61610.
••	SIGNATURE STEPHEN J. GABA, ATTORNEY
	Title
	Overt
	County
•	City of CORNWALL Town
	Village
	Date:

(7)

WHEREAS, Cornwall Commons, LLC, has asked the Town

Board to consider adopting an amendment to the provisions of the

Town Zoning Code regarding the "PRD" District, and

WHEREAS, the Town Board wishes to schedule a special meeting to discuss the matter with Cornwall Commons, LLC, and its consultants, and

WHEREAS, in order to accommodate the anticipated number of people interested in attending the said special meeting it is necessary and appropriate to hold the special meeting in a venue larger than the Town Hall meeting room,

NOW, THEREFORE, BE IT RESOLVED as follows:

That a special meeting on Cornwall Commons be set for such date and time as the Town Supervisor may set, provided that at least two weeks' notice be given and that the meeting be held at a larger venue such as the Cornwall Middle School and that due notice of the same be given by publication and posting.

and notice of the same be given by publication and posting.
presented the foregoing
resolution which was seconded by
The vote on the foregoing resolution was as follows:
Alexander Mazzocca, Councilman, voting
Elizabeth Longinott, Councilwoman, voting
Randolph S. Clark, Councilman, voting
Mary Beth Greene-Krafft, Councilwoman, voting
D. Kevin Quigley, Supervisor, voting

DRAKE LOEB HELLER KENNEDY GOGERTY GABA & RODD PLLC 555 HUDSON VALLEY AVENUE, SUITE 100, NEW WINDSOR, NEW YORK 12553 PHONE: 845-561-0550 WHEREAS, heretofore the Town has determined to apply for an FY-2014 Community Development Block Grant Program grant, and

WHEREAS, prior to completing the grant application it is required that the Town Board hold a public hearing for input from the Community as to what the Town should apply for under the Block Grant Program.

NOW, THEREFORE, BE IT RESOLVED as follows:

That a public hearing on the application for a FY-2014
Community Development Block Grant Program grant is set for May
, 2013 at o'clock p.m. and that due notice of the
same is directed to be given by publication and posting.
presented the foregoing
resolution which was seconded by,
The vote on the foregoing resolution was as follows:
Alexander Mazzocca, Councilman, voting
Randolph S. Clark, Councilman, voting
Elizabeth Longinott, Councilwoman, voting
Mary Beth Greene-Krafft, Councilwoman, voting
D. Kevin Quigley, Supervisor, voting

SJG/ef/293264 254-65400 5/9/13 WHEREAS, the Town Highway Superintendent and the Engineer for the Town have performed a field review of a potentially dangerous condition on Old Route 32 in the vicinity of an arch culvert, and

WHEREAS, the Town Highway Superintendent has determined that a dangerous situation exists and has temporarily closed approximately 50! of Old Route 32 over the existing arch culvert, and

WHEREAS, the Town Highway Superintendent now seeks approval of the Town Board for the temporary closing as a safety measure based upon the report of the engineer for the Town and the Town Highway Superintendent's field review,

NOW, THEREFORE, BE IT RESOLVED as follows:

The Town Board does hereby approve the temporary closing of a portion of Old Route 32, approximately 50' in length, which traverses the arch culvert because of a determination that an unsafe condition exists. The Town Board has been advised by the Town Highway Superintendent that the closing of the small portion of Old Route 32 will not prevent access to existing homes on Old Route 32 there being alternate means of ingress and egress.

presented the foregoing
resolution which was seconded by,
The vote on the foregoing resolution was as follows:
Alexander Mazzocca, Councilman, voting
Elizabeth Longinott, Councilwoman, voting
Randolph S. Clark, Councilman, voting
Mary Beth Greene-Krafft, Councilwoman, voting
D. Kevin Quigley, Supervisor, voting

JRL/ef/293566 254-65400 5/10/13 WHEREAS, the Town Board has before it a request from the Superintendent of Highways of the Town of Cornwall for approval to hire Yankee Construction to perform necessary repair work totaling \$4,800.00 on the Taylor Road and Boulevard Bridges, and

WHEREAS, Yankee Construction had previously performed the same type of work on the Taylor Road Bridge in a satisfactory and workmanlike manner, and

WHEREAS, Town Highway Department personnel will assist at both locations and materials will be purchased by the Town following the Town's Procurement Policy,

NOW, THEREFORE, BE IT RESOLVED as follows:

- 1. That the Town Board does hereby approve the engagement of Yankee Construction to perform the repair work on the Taylor Road and Boulevard Bridges, and
- 2. That the Town Highway Superintendent is authorized to contact Yankee Construction to make all the necessary arrangements for the construction, and
- 3. That the Highway Superintendent is further authorized to purchase the materials needed to complete the construction in accordance with the Town's Procurement Policy, and

4. That the Supervisor be and he hereby is authorized
to sign any and all documents in connection with the bridge
repair work.
presented the foregoing
resolution which was seconded by,
The vote on the foregoing resolution was as follows:
Alexander Mazzocca, Councilman, voting
Elizabeth Longinott, Councilwoman, voting
Randolph S. Clark, Councilman, voting
Mary Beth Greene-Krafft, Councilwoman, voting
D. Kevin Quigley, Supervisor, voting

SJG/ef/293606 254-65400 5/10/13

WHEREAS, previously the Cornwall Community Cooperative
(the "Co-op") and the Town of Cornwall ("Town") entered into a
License Agreement permitting the Co-op to operate a farmers
market on the Town Hall Park grounds, and
WHEREAS, the Co-op has requested the following change
to that Agreement: Wednesday's hours to be changed from 10:00
a.m2:00 p.m. to 10:00 a.m4:00 p.m.,
NOW, THEREFORE, BE IT RESOLVED as follows:
That the Town Board does hereby approve the above
change in the hours of operation.
presented the foregoing
resolution which was seconded by,
The vote on the foregoing resolution was as follows:
Alexander Mazzocca, Councilman, voting
Randolph S. Clark, Councilman, voting
Elizabeth Longinott, Councilwoman, voting
Mary Beth Greene-Krafft, Councilwoman, voting
D. Kevin Ouigley, Supervisor, voting

SJG/ef/293512 254-63300.05 5/10/13 WHEREAS, the late Joseph L. Thomson was a resident of the Town of Cornwall who served the citizens of the Town as a Town Justice for 48 years, and

WHEREAS, previously the Town recognized Judge
Thomson's contributions to our community by naming the Town's
court facilities in his honor: JUDGE JOSEPH L. THOMSON
COURTROOM, and

WHEREAS, a plaque has been prepared so naming the court facilities,

NOW, THEREFORE, BE IT RESOLVED as follows:

That on behalf of all the citizens of the Town of Cornwall the Town Board hereby accepts the plaque renaming the Town's court facilities and directs the Superintendent of Building and Grounds to mount the plaque in an appropriate location.

presented the foregoing
resolution which was seconded by,
The vote on the foregoing resolution was as follows:
Alexander Mazzocca, Councilman, voting
Elizabeth Longinott, Councilwoman, voting
Randolph S. Clark, Councilman, voting
Mary Beth Greene-Krafft, Councilwoman, voting
D. Kevin Quigley, Supervisor, voting

SJG/ef/293520 254-65400 5/10/13 WHEREAS, heretofore John P. Stern, H. Peter Stern, Joan
Stern, Ralph Ogden Trust, Mountainville Properties and Pea
Bridge Realty filed petitions under Real Property Tax Law
Article 7 in New York State Supreme Court, Orange County,
challenging the real property tax assessments for the properties
located in the Town of Cornwall and more fully described on the
annexed schedules prepared by Ira S. Levy, Special Counsel, and

WHEREAS, above petitioners and the Town have reached mutually agreeable settlements,

NOW, THEREFORE, BE IT RESOLVED as follows:

That the Town Board does hereby authorize Special Counsel to the Town to enter into and execute settlement agreements on behalf of the Town for the assessments for above petitioners all in accordance with the annexed schedules.

presented the foregoing
resolution which was seconded by,
The vote on the foregoing resolution was as follows:
Alexander Mazzocca, Councilman, voting
Randolph S. Clark, Councilman, voting
Elizabeth Longinott, Councilwoman, voting
Mary Beth Greene-Krafft, Councilwoman, voting
D. Kevin Quigley, Supervisor, voting

SJG/ef/293267 254-65400 5/9/13

RESOLUTION AUTHORIZING TAX CERTIORARI SETTLEMENT

WHEREAS, petitions having been filed by the property owner, below challenging real property tax assessments on the Town's assessment roll with respect to the following parcels:

Property Owner(s)

Address/Description/Year(s)

Stern, John P. Stern, H. Peter Stern, Joan

See attached schedule

Ralph Ogden Trust
Mountainville Properties
Pea Bridge Realty

WHEREAS, petitioner's court challenges are now pending in the Supreme Court, Orange County; and

WHEREAS, the Town and the property owner have reached a mutually agreeable resolution;

NOW THEREFORE BE IT RESOLVED, the special counsel to the Town is authorized to execute a settlement on behalf of the Town for assessments for no less than the following:

See attached schedule

SCHEDULE OF PROPERTIES

Petitioner	Address	<u>Tax Map</u>	Index Number
H. Peter Stern	75 Anders Road	29/1/24.1	Index #2009-8268 Index #2010-8320 Index #2011-7413 Index #2012-6390
H. Peter Stern	100 Otterkill Road	29/1/53	Index #2009-8270 Index #2010-8322 Index #2011-7409 Index #2012-6391
H. Peter Stern	155 Taylor Road	33/1/8.41	Index #2009-8269
Joan O. Stern	99 Taylor Road	33/1/8.12	Index #2011-7410 Index #2012-6395
Joan O. Stern	130 Taylor Road	33/1/11	Index #2011-7412
Joan O. Stern Trust	101 Pleasant Hill Rd.	29/1/103	Index #2009-8251 Index #2010-8314 Index #2011-7416 Index #2012-6383
John P. Stern	155 Taylor Road	33/1/8.41	Index #2010-8308 Index #2011-7418 Index #2012-6382
Mountainville Properties	1575 NYS Route 32	36/1/59	Index #2009-8255 Index #2010-8323
Mountainville Properties	1605 NYS Route 32	36/1/60.2	Index #2010-8324
Pea Bridge Realty	115 Pleasant Hill Rd.	29/1/69.22	Index #2009-8257 Index #2010-8301 Index #2011-7408 Index #2012-6394

Pea Bridge Realty	Otterkill Road	29/1/110	Index #2009-8259
, ,		231 KI I I V	Index #2009-8259 Index #2010-8299
			Index #2010-8299
			Index #2012-6393
			mdex #2012-6393
Pea Bridge Realty	315 Taylor Road	29/1/22	Index #2009-8258
			Index #2010-8300
			Index #2011-7415
			Index #2012-6392
Ogden Trust	20 Orrs Mill Road	4/2/77.11	Index #2009-8260
J		1727 / / 11	Index #2009-8200 Index #2010-8317
			Index #2010-8317
			Index #2011-7406 Index #2012-6389
			Mdex #2012-0389
Ogden Trust	305 Orrs Mill Road	4/2/77.2	Index #2009-8261
•			Index #2010-8319
			Index #2011-7414
			Index #2012-6384
Ogden Trust	435 Orrs Mill Road	4/2/68.2	Index #2009-8262
			Index #2010-8321
			Index #2011-7417
			Index #2012-6387
Ogden Trust	491 Orrs Mill Road	4/2/64.1	Index #2009-8264
v			Index #2010-8315
			Index #2011-7404
•			Index #2012-6388
Ogden Trust	SS Otterkill Road	29/1/109.2	Index #2009-8263
			Index #2010-8318
			Index #2011-7405
			Index #2012-6386

Proposed Settlement Petitioner Address Ralph Ogden Trust 491 Orrs Mills Road Ralph Ogden Trust 20 Orrs Mills Road Ralph Ogden Trust 305 Orrs Mills Road Ralph Ogden Trust 305 Orrs Mills Road Ralph Ogden Trust 435 Orrs Mills Road Ralph Ogden Trust Otterkill Road Pea Bridge Realty Otterkill Road Pea Bridge Realty 115 Pleasant Hill Ros Stern, Peter 75 Anders Road Stern, Peter 75 Anders Road Stern, Peter 100 Otterkill Road Stern Trust U/W/O R. Ogden 101 Pleasant Hill Ro	Address 491 Orrs Mills Road 20 Orrs Mills Road 305 Orrs Mills Road 435 Orrs Mills Road Otterkill Road Otterkill Road 115 Pleasant Hill Road 155 Taylor Road 116 Pleasant Hill Road 157 Anders Road 117 Pleasant Hill Road 157 Route 32	Tax ID 4.2-64.2 4.2-77.11 4.2-77.1 4.2-68.2 29-1-109.2 29-1-10.2 29-1-24.1 29-1-24.1 29-1-24.1 29-1-53 33-1-8.41 29-1-103 36-1-60.2 36-1-60.2	Current AV 323,450 628,150 126,000 383,250 622,000 96,500 141,700 370,800 898,599	Proposed Settlement AV (2009) 241,400 156,200 56,800	Proposed State
titioner In Trust Realty	ddress Mills Road Mills Road Mills Road Mills Road Mills Road Mills Road Road Road Road Road Road Road Road	Tax ID 4.2-64.2 4.2-77.11 4.2-77.2 4.2-68.2 29-1-109.2 29-1-22 29-1-24.1 29-1-24.1 29-1-24.1 29-1-23 33-1-8.41 29-1-103 36-1-60.2 36-1-60.2	Current AV 323,450 628,150 126,000 383,250 622,000 96,500 141,700 370,800 898,599	Proposed Settlement AV (2009) 241,400 156,200 56,800	Proposed States
fitioner In Trust Realty Realty Realty Realty Realty Realty Realty Realty Realty Iohn P. Stern U/W/O R. Ogden Ile Properties	Mills Road Road Mill Road Tr Road Tr Road Tr Road Mill Road Tr Road Mill Road	Tax ID 4-2-64.2 4-2-77.11 4-2-77.2 4-2-68.2 29-1-109.2 29-1-22 29-1-24.1 29-1-24.1 29-1-53 33-1-8.41 29-1-103 36-1-60.2 36-1-60.2	Current AV 323,450 628,150 126,000 383,250 622,000 96,500 141,700 370,800 898,599	Proposed Settlement AV (2009) 241,400 156,200 56,800	Proposed
n Trust n Trust n Trust n Trust n Trust Realty Realty Realty Yohn P. Stern U/W/O R. Ogden le Properties	Mills Road Mills Road Mills Road Mills Road Mills Road Mills Road Mant Hill Road Mill Road	Tax ID 4-2-64.2 4-2-64.2 4-2-77.1 4-2-68.2 29-1-109.2 29-1-10 29-1-22 29-1-22 29-1-22 29-1-23 29-1-53 33-1-8.41 29-1-103 36-1-60.2 36-1-60.2 36-1-60.2 36-1-60.2 36-1-8.17	Current AV 323,450 628,150 126,000 383,250 622,000 96,500 141,700 370,800 898,599	(2009) 241,400 156,200 56,800	Section AV K
n Trust n Trust n Trust n Trust n Trust Realty Realty Realty Yohn P. Stern U/W/O R. Ogden lle Properties	Mills Road Mills Road Mills Road Mills Road Mills Road Mills Road T Road	4-2-64.2 4-2-77.1 4-2-68.2 29-1-109.2 29-1-110 29-1-22 29-1-69.22 29-1-24.1 29-1-53 33-1-8.41 29-1-103 36-1-60.2	323,450 628,150 126,000 383,250 622,000 96,500 141,700 370,800 898,599	241,400 156,200 56,800	(2009)
n Trust n Trust n Trust n Trust Realty Realty Realty Yohn P. Stern U/W/O R. Ogden lle Properties	Mills Road Mills Road Mills Road Coad Coad Coad T Road ant Hill Road S Road T Road	4-2-77.11 4-2-68.2 4-2-68.2 29-1-109.2 29-1-10 29-1-22 29-1-24.1 29-1-53 33-1-8.41 29-1-103 36-1-69.2 36-1-69.2 33-1-8.41 36-1-69.2	628,150 126,000 383,250 622,000 96,500 141,700 370,800 898,599	156,200 56,800	82,050
n Trust n Trust n Trust Realty Realty Realty Yohn P. Stern U/W/O R. Ogden lle Properties	Mulls Koad Mills Road Coad Coad Coad T Road	4-2-77.2 4-2-68.2 29-1-109.2 29-1-110 29-1-22 29-1-24.1 29-1-53 33-1-8.41 29-1-103 36-1-69.2 36-1-69.2 33-1-8.41 36-1-60.2	126,000 383,250 622,000 96,500 141,700 370,800 898,599	56,800	471.950
n Trust In Trust Realty Realty Realty Cohn P. Stern U/W/O R. Ogden Ile Properties	Mills Road koad koad r Road ant Hill Road r Road r Road r Road ant Hill Road ant Hill Road ant Hill Road	29-1-109.2 29-1-110 29-1-22 29-1-24.1 29-1-24.1 29-1-53 33-1-8.41 29-1-103 36-1-60.2 36-1-60.2	383,250 622,000 96,500 141,700 370,800 898,599		69.200
Realty Realty Realty Realty Cohn P. Stern U/W/O R. Ogden Ile Properties	koad koad r Road ant Hill Road s Road r Road ant Hill Road ant Hill Road te 32	29-1-109.2 29-1-110 29-1-22 29-1-69.22 29-1-24.1 29-1-53 33-1-8.41 29-1-103 36-1-60.2 36-1-60.2	622,000 96,500 141,700 370,800 898,599	198,800	184 450
Realty Realty Cohn P. Stern U/W/O R. Ogden Ile Properties	Road T Road ant Hill Road Road Road T Road All Road ant Hill Road ant Hill Road	29-1-110 29-1-22 29-1-24.1 29-1-24.1 29-1-53 33-1-8.41 29-1-103 36-1-60.2 33-1-8.12	96,500 141,700 370,800 898,599	511.200	110,800
Realty Realty John P. Stern U/W/O R. Ogden lle Properties	r Road ant Hill Road r Road cill Road r Road ant Hill Road ant Hill Road	29-1-22 29-1-69.22 29-1-24.1 29-1-53 33-1-8.41 29-1-103 36-1-60.2 36-1-60.2	141,700 370,800 898,599	42,600	53.900
Yearly Yohn P. Stern U/W/O R. Ogden Ile Properties	ant Hill Road S. Road Kill Road T. Road ant Hill Road	29-1-69.22 29-1-24.1 29-1-53 33-1-8.41 29-1-103 36-1-69 36-1-60.2 33-1-8.12	370,800 898,599	127,800	13 900
John P. Stern U/W/O R. Ogden le Properties	Road Kill Road T Road ant Hill Road te 32	29-1-24.1 29-1-53 33-1-8.41 29-1-103 36-1-69 36-1-60.2 33-1-8.12	898,599	178,920	191 880
	kill Road r Road ant Hill Road te 32	29-1-53 33-1-8.41 29-1-103 36-1-59 36-1-60.2 33-1-8.12		No Reduction	0
	r Road ant Hill Road te 32	33-1-8.41 29-1-103 36-1-59 36-1-60.2 33-1-8.12	344,500	312,400	32 100
	ant Hill Road te 32	29-1-103 36-1-59 36-1-60.2 33-1-8.12	457,650	312,400	145 250
	te 32	36-1-59 36-1-60.2 33-1-8.12	1,047,900	516,880	531.020
		36-1-60.2	126,000	N/A	0
lle Properties	te 32	33-1-8.12	525,000	N/A) c
	Road		682,900	N/A	
Stern, Joan 130 Taylor Road	r Road	33-1-11	303,600	N/A	
lotals			7.077 999	2 655 400	1 006 500
					and the second
				Proposed Settlement AV	Proposed
Li	Address	Tax ID	Current AV	(2010)	COID (2010)
	Mills Road	4-2-64.2	323,450	245,300	78.150
	ills Road	4-2-77.11	628,150	153,300	474.850
	Mills Road	4-2-77.2	126,000	55,810	70.190
Ralph Ogden Trust 435 Orrs Mills Road	Mills Road	4-2-68.2	383,250	214,700	168,550
	toad	29-1-109.2	622,000	521,300	100,700
	coad	29-1-110	96,500	46,000	50,500
	r Koad	29-1-22	141,700	122,700	19,000
	112 Fleasant Hill Koad	29-1-69.22	370,800	184,000	186,800
	Koad	29-1-24.1	898,599	No Reduction	0
/Iohn P Ctorn	all Koad	29-1-53	344,500	318,900	25,600
200	r Koad	33-1-8.41	457,650	318,900	138,750
	1575 Route 32	29-1-103	1,047,900	559,300	488,600
	272	30-1-39	126,000	N/A	0
	Road	22 1 0 12	525,000	N/A	0
	Posd	23-1-0-12	682,900	N/A	0
	TYONG	33-1-11	303,600	N/A	0
			7,077,999	2,740,210	1,801,690

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TO WALL					
Stern/Ogden Properties					
roposed Settlement					
Petitioner				Proposed Settlement AV	Proposed Settlement AVR
Ralph Orden Trust	Address	Tax ID	Current AV	(2011)	(2011)
Rainh Oøden Trust	20 Orm Mills Band	7-7-04.7	323,450	248,200	75,250
Ralph Ogden Trust	205 Orra Maila Band	4.2-77.11	628,150	148,900	479,250
Rainh Ooden Trust	435 Om Mail Band	7.11-7-4	126,000	56,300	69,700
Rainh Ooden Trust	Otto-Lan Barra	4-2-68.2	383,250	198,500	184,750
Pea Bridge Realty	Offerkill Road	29-1-109.2	622,000	529,400	92,600
Des Bridge Doste	Ouerkill Road	29-1-110	96,500	49,600	46,900
Des Bridge Desles	515 Taylor Road	29-1-22	141,700	122,400	19,300
Stern Doton	115 Fleasant Hill Road	29-1-69.22	370,800	198,500	172,300
tern Dates	/O Anders Koad	29-1-24.1	898,599	No Reduction	0
Storm Bear (I.1. in S.	100 Offerkill Road	29-1-53	344,500	317,700	26,800
Stein, Feter/John F. Stem	155 Taylor Road	33-1-8.41	457,650	330,900	126,750
Stern Trust U/W/U K. Ogden	101 Pleasant Hill Road	29-1-103	1,047,900	635,700	412,200
Mountainville Properties	1575 Route 32	36-1-59	126,000	N/A	0
Mountainville Properties	1605 Route 32	36-1-60.2	525,000	N/A	0
Stem, Joan	99 Taylor Road	33-1-8.12	682,900	595,620	87.280
Stern, Joan	130 Taylor Road	33-1-11	303,600	No Reduction	0
lotals			7,077,999	3.431.720	1.793.080
				Proposed	Proposed
Petitioner	Address	Tax ID	Current AV	(2012)	Settlement AVK
Ralph Ogden Trust	491 Orrs Mills Road	4-2-64.2	323.450	265 100	58 350
Ralph Ogden Trust	20 Orrs Mills Road	4-2-77.11	628,150	159.100	469 050
Ralph Ogden Trust	305 Orrs Mills Road	4-2-77.2	126,000	53,000	73.000
Ralph Ogden Trust	435 Orrs Mills Road	4-2-68.2	383,250	212,100	171,150
Kalph Ogden Trust	Otterkill Road	29-1-109.2	622,000	565,500	56,500
Pea Bridge Realty	Otterkill Road	29-1-110	96,500	17,700	78,800
Pea Bridge Realty	315 Taylor Road	29-1-22	141,700	17,700	124,000
Pea Bridge Realty	115 Pleasant Hill Road	29-1-69.22	370,800	212,100	158,700
Stem, Peter	75 Anders Road	29-1-24.1	898,599	No Reduction	0
Stern Detar/Icha D St	100 Otterkill Road	29-1-53	344,500	318,105	26,395
Stem Truct IIMI/O B Octor	155 Taylor Road	33-1-8.41	457,650	353,500	104,150
Mountaineille Proportion	101 Pleasant Hill Road	29-1-103	1,047,900	694,883	353,017
Mountainville Properties	15/5 Koute 32	36-1-59	126,000	N/A	0
Stem Yoan	1005 Koute 32	36-1-60.2	525,000	N/A	0
Stem Toan	79 Taylor Koad	33-1-8.12	682,900	636,210	46,690
Totals	150 Laylor Koad	33-1-11	303,600	N/A	0
			7,077,099	2 504 000	

WHEREAS, heretofore JPMorgan Chase filed petitions under Real Property Tax Law Article 7 in New York State Supreme Court, Orange County, challenging the real property tax assessments for its properties located at 36 Broadway in the Town of Cornwall and more fully described on the annexed schedule prepared by Ira S. Levy, Special Counsel, and

WHEREAS, above petitioner and the Town have reached mutually agreeable settlements,

NOW, THEREFORE, BE IT RESOLVED as follows:

That the Town Board does hereby authorize Special Counsel to the Town to enter into and execute a settlement agreement on behalf of the Town for the assessments for above petitioner all in accordance with the annexed schedules.

presented the foregoing
resolution which was seconded by,
The vote on the foregoing resolution was as follows:
Alexander Mazzocca, Councilman, voting
Randolph S. Clark, Councilman, voting
Elizabeth Longinott, Councilwoman, voting
Mary Beth Greene-Krafft, Councilwoman, voting
D. Kevin Quigley, Supervisor, voting

SJG/ef/293526 254-65400 5/10/13 IRA S. LEVY

Attorney at Law

173 Ivy Hill Lane Rye Brook, New York 10573 Phone: (914) 329-0297 Fax: (914) 939-5389 Email: iralevy.esq@verizon.net

Cotto 19

INTERNAL MEMORANDUM

PRIVILEGED AND CONFIDENTIAL

TOWN OF CORNWALL

TO:

Supervisor Quigley and Town Board

Ronald Fiorentino, Town Assessor

FROM:

Ira S. Levy, Special Counsel

DATE:

April 17, 2013

RE:

Proposed Tax Certiorari Settlement:

JPMorganChase v. Town of Cornwall - 36 Broadway - Tax ID: 24-1-2

Property Description:

The property at issue is improved with an owner-occupied, 3,030-square foot retail bank branch, located at 36 Broadway.

Proposed Settlement:

<u>Year</u>	Current Assessment	Settlement Assessment	Assessment Reduction
2008	377,600	334,750	42,850
2009	377,600	355,000	22,600
	2010-2012: DI	SCONTINUE	D

RESOLUTION AUTHORIZING TAX CERTIORARI SETTLEMENT

WHEREAS, petitions having been filed by the property owner, below challenging real property tax assessments on the Town's assessment roll with respect to the following parcels:

Property Owner

Address/Description

Year(s)

JPMORGANCHASE

Section 24, Block 1, Lot 2

2008-2012

(36 Broadway)

WHEREAS, petitioner's court challenges are now pending in the Supreme Court, Orange County; and

WHEREAS, the Town and the property owner have reached a mutually agreeable resolution;

NOW THEREFORE BE IT RESOLVED, the special counsel to the Town is authorized to execute a settlement on behalf of the Town for assessments for no less than the following:

<u>Year</u>	Current Assessment	Settlement Assessment	Assessment Reduction
2008	377,600	334,750	42,850
2009	377,600	355,000	22,600
	2010-2012: DI	SCONTINUE)